

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1130 be amended to read as follows:

- 1 Page 2, line 7, delete "or".
- 2 Page 2, between lines 7 and 8, begin a new line double block
- 3 indented and insert:
- 4 **"(D) is substantially similar to a previous alleged violation**
- 5 **for which the alleged violator was offered an opportunity**
- 6 **to enter into an agreed order under section 3 of this**
- 7 **chapter; or".**
- 8 Page 2, line 8, delete "(D)" and insert "(E)".
- 9 Page 2, line 17, delete "or".
- 10 Page 2, line 19, delete "regulation." and insert "**regulation; or**
- 11 **(4) the alleged violation is an alleged violation of:**
- 12 **(A) a state statute; or**
- 13 **(B) a federal statute or regulation;**
- 14 **that is discovered in an inspection by the department of state**
- 15 **revenue.".**
- 16 Page 3, after line 7, begin a new paragraph and insert:
- 17 **"Sec. 5. Notwithstanding any other law, if:**
- 18 **(1) a notice of violation is issued in accordance with section 4**
- 19 **of this chapter because the alleged violator failed to**
- 20 **substantially correct an alleged violation within the time**
- 21 **specified in an agreement entered into under section 3 of this**
- 22 **chapter;**
- 23 **(2) as a result of a final unappealable action, the person is**
- 24 **determined to have committed the alleged violation; and**

1           **(3) the person is subject to a civil penalty or fine as a result of**  
2           **the violation;**  
3           **a civil penalty or fine that is twice the maximum civil penalty or**  
4           **fine that would otherwise apply to the violation shall be imposed."**  
              (Reference is to HB 1130 as printed January 12, 2011.)

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Representative Candelaria Reardon